

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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KEITON SMITH,
Plaintiff,

v.

NDOC, *et al.*,
Defendants.

Case No. 2:22-cv-00872-CDS-EJY

ORDER

Pending before the Court is Plaintiff's Motion to Resume Case. ECF No. 128. The Motion advises Plaintiff is ready to commence litigating this matter and tells the Court about an incident that recently occurred at the Northern Nevada Correctional Center ("NNCC"). *Id.*

First, this case is in active litigation. Thus, Plaintiff's request to resume is unnecessary. However, there is no applicable scheduling order. The Court provides one below. With respect to the event at NNCC, the Court does not supervise employees or operations at any Nevada Department of Corrections facility. Plaintiff may file a grievance if he believes he has an issue properly raised through that system. Plaintiff may also file a new complaint with the Court if he believes he has suffered a constitutional or federal law violation. Plaintiff should be mindful of exhausting remedies before doing so.

Accordingly, IT IS HEREBY ORDERED that Plaintiff's Motion to Resume Case (ECF No. 128) is DENIED as moot.

IT IS FURTHER ORDERED that the parties must:

1. complete all discovery in this matter no later than **December 20, 2024**. This means any written discovery requests (such as interrogatories or document requests) must be placed in the mail no later than **November 15, 2024**;

2. file dispositive motions no later than **January 20, 2025**; and, if no dispositive motions are filed, submit their joint pretrial order no later than **February 20, 2025**. If a dispositive

1 motion is pending on February 20, 2025, the due date for the joint pretrial order is automatically
2 vacated and advanced to thirty (30) days after the Court issues its Order resolving such motion.

3 IT IS FURTHER ORDERED that to the extent Defendants have documents that are
4 proportional to the needs of this case that have not been produced to Plaintiff, Defendants **must**
5 produce such documents without waiting for a discovery request, no later than **October 7, 2024**.

6 DATED this 9th day of September, 2024.

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10 ELAYNA J. YOUCHAK
11 UNITED STATES MAGISTRATE JUDGE
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